

Town Board Minutes

May 1, 2006
Meeting No. 14

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at 21 Central Avenue, Lancaster, New York on the 1st day of May 2006 at 8:00 P.M. and there were

PRESENT: DANIEL AMATURA, COUNCIL MEMBER
MARK MONTOUR, COUNCIL MEMBER
RONALD RUFFINO, COUNCIL MEMBER
DONNA STEMPIAK, COUNCIL MEMBER
ROBERT GIZA, SUPERVISOR

ABSENT: NONE

ALSO PRESENT: JOHANNA COLEMAN, TOWN CLERK
RICHARD SHERWOOD, TOWN ATTORNEY
LEONARD CAMPISANO, ASSISTANT BUILDING INSPECTOR
GARY STOLDT, CHIEF OF POLICE
TERRENCE McCracken, GENERAL CREW CHIEF
ROBERT HARRIS, ENGINEER

EXECUTIVE SESSION:

UPON MOTION DULY MADE BY COUNCIL MEMBER RUFFINO, SECONDED BY COUNCIL MEMBER MONTOUR, to deliberate in Executive Session for the announced purpose of discussing a particular personnel matter in the Police Department which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

At 9:40 P.M., the Town Board reconvened with all members present. The Town Clerk reported that no official actions were taken by the Town Board in Executive Session.

PERSONS ADDRESSING TOWN BOARD:

Jessica Martin, winner of 7th Annual Town of Lancaster Parks, Recreation & Forestry Department Arbor Day Poster Contest, was presented a season pass for Six Flags Darien Lakes. The contest was targeted to 5th grade students, with a theme of “Trees Are Terrific In All Shapes & Sizes”.

Beutler, Daniel, 26 Tyler Street, spoke to the Town Board on the following matters:

- air conditioning at Lancaster Public Library
- broken sidewalk in front of Town Hall
- Depew Police Department
- Whispering Pines Subdivision

Fronczak, Mike, 3 Woodstream, spoke to the Town Board on the following matter:

- wearing of hats in public buildings

Gull, Henry, 710 Pavement, spoke to the Town Board on the following matter:

- rat problem

Schneeggenburger, Roy, 87 Stony Road, spoke to the Town Board on the following matters

- questions about audited claims
- Lancaster Rural Cemetery

PRESENTATION OF PREFILED RESOLUTIONS BY COUNCIL MEMBERS:

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER MONTOUR, TO WIT:

RESOLVED, that the minutes of the Regular Meeting of the Town Board held
April 17, 2006 be and are hereby approved.

The question of the adoption of the foregoing resolution was duly put to a vote on
roll call which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	ABSTAINED
COUNCIL MEMBER STEMPNIAK	ABSTAINED
SUPERVISOR GIZA	VOTED YES

May 1, 2006

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER STEMPNIAK, TO WIT:

WHEREAS, the Town Board of the Town of Lancaster is desirous of
accepting new members to the roster of the Emergency Management Team.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby confirms
the following new member of the Emergency Management Team:

ACTIVE MEMBER:

Todd Rzeszutek
83 Marengo Street #2
Depew, New York 14043

The question of the adoption of the foregoing resolution was duly put to a vote on
roll call which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

May 1, 2006

File: RFIRE (P7)

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER STEMPNIAK, TO WIT:

WHEREAS, the Twin District Volunteer Fire Company, Inc., by letter
dated April 17, 2006 has requested the addition of a member to the roster of said fire association.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby confirms the
addition to the membership of the Twin District Volunteer Fire Company the following
individual:

ADDITION:

Scott J. Szarzynski
38 Irondale Drive
Depew, New York 14043

The question of the adoption of the foregoing resolution was duly put to a vote
on roll call which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

May 1, 2006

File: RFIRE (P4)

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCIL
MEMBER AMATURA, TO WIT:

WHEREAS, the Town Board, by resolution dated November 21, 2005, appointed Nicole Gunsher, to the position of Program Coordinator, full time, in the Youth Bureau of the Town of Lancaster on a provisional basis pending successful passing of a civil service examination, and

WHEREAS, the Personnel Office of the County of Erie has informed the Supervisor of the Town of Lancaster that Nicole Gunsher qualifies for this position as she has successfully passed a civil service examination and placed among the top three (3) candidates for this position.

NOW, THEREFORE, BE IT

RESOLVED, that Nicole Gunsher, 96 Forestview Drive, Depew, New York 14043, be and is hereby appointed to the permanent civil service position of Program Coordinator, full time, in the Youth Bureau of the Town of Lancaster, and that the salary will be in accordance with the CSEA White Collar Contract for this position.

BE IT FURTHER

RESOLVED, that the Town Board of the Town of Lancaster stipulates that Nicole Gunsher has met and completely fulfilled the probationary period for this position.

BE IT FURTHER

RESOLVED, that the Supervisor of the Town of Lancaster take the necessary action with the Personnel Officer of the County of Erie to accomplish the foregoing.

The question of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

May 1, 2006

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER STEMPIAK, TO WIT:

WHEREAS, the Landmark Society of Niagara Frontier is applying to the New York State Office of Parks, Recreation and Historic Preservation Fund for a park project to be located at Hull House, 5976 Genesee Street, Lancaster, New York 14086, a site located within the territorial jurisdiction of this Board, and

WHEREAS, as a requirement under the rules of these programs, said not-for-profit corporation must obtain the “approval/endorsement of the governing body of the municipality in which the project will be located”.

NOW, THEREFORE, BE IT

RESOLVED, by this august body that the Board of the Town of Lancaster hereby does approve and endorse the application of the Landmark Society of Niagara Frontier for a grant under the Environmental Protections Fund for a park project known as Hull House Land Acquisition Project and located within this community.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

May 1, 2006

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER AMATURA, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER RUFFINO, TO WIT:

WHEREAS, the Town Board has previously duly advertised for public bids to provide and install security cameras for certain locations in the Lancaster Central High School to be paid for by a grant from the U.S. Department of Justice, Office of Justice Programs with a matching sum to be paid by the Lancaster Central School District pursuant to the agreement between the Town of Lancaster and the Lancaster Central School District, and

WHEREAS, bids were received by the Town Clerk on April 12, 2006 and opened, and

WHEREAS, the Town of Lancaster Police Department has recommended award of the bid to INTELLIGENT SECURITY NETWORKS, INC., being the lowest responsible bidder in the amount of \$38,000;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby awards the bid to provide and install security cameras for certain locations in the Lancaster Central High School to INTELLIGENT SECURITY NETWORKS, INC., 3326 York Road, Furlong, PA 18925 in the amount of \$38,000, being the lowest responsible bidder in conformance with the specifications on file in the office of the Town Clerk.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

May 1, 2006

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER RUFFINO, TO WIT:

WHEREAS, the General Crew Chief, by letter dated April 27, 2006 has requested the appointment of seasonal employees in the Parks, Recreation and Forestry Department of the Town of Lancaster for the summer season of 2006.

NOW, THEREFORE, BE IT

RESOLVED, that the following individuals are hereby appointed to the position of seasonal employee for the summer season of 2006 in the Parks, Recreation and Forestry Department of the Town of Lancaster, with no benefits at the following hourly rate:

<u>NAME</u>	<u>POSITION</u>	<u>RATE</u>
Anthony Ambrose (rehire) 80 Holland Avenue, Lancaster	Recreation Attendant (Playground Attendant)	\$6.75 hr.
Joseph Aquino (rehire) 399 Lake Avenue, Lancaster	Recreation Attendant (Playground Attendant)	\$7.00 hr.
Frank Pari (rehire) 4 Clermont Court, Lancaster	Recreation Attendant (Playground Attendant)	\$6.75 hr.
Joe Rera (rehire) 83 Williamsburg Lane, Lancaster	Recreation Attendant (Playground Attendant)	\$6.75 hr.
Patrick Schunk (rehire) 14 West Payne Street, Lancaster	Recreation Attendant (Playground Attendant)	\$7.25 hr.
Jeffrey Au (rehire) 3 Country Place, Lancaster	Laborer	\$7.50 hr.
Darryl Davis (rehire) 695 Schwartz Road, Lancaster	Laborer	\$7.25 hr.
Dan Gill (rehire) 40 Lakeside Crescent, Lancaster	Laborer	\$7.25 hr.
Steven Goehle (rehire) 5109 William Street, Lancaster	Laborer	\$6.75 hr.
Donald Hibbs (rehire) 75 S. Irwinwood Road, Lancaster	Laborer	\$9.50 hr.
Christian Kosmoski (rehire) 61 Old Post Road, Lancaster	Laborer	\$7.00 hr.
Michael Kotwicki (rehire) 246 Stony Road, Lancaster	Laborer	\$7.00 hr.

<u>NAME</u>	<u>POSITION</u>	<u>RATE</u>
Scott Lawniczak (rehire) 23 Woodgate Drive, Lancaster	Laborer	\$7.25 hr.
Jeffrey McDonald (rehire) 58 Rehm Road, Lancaster	Laborer	\$7.50 hr.
Greg Meyer (rehire) 2 Petersbrook Circle, Lancaster	Laborer	\$7.00 hr.
Brandon Monin (rehire) 57 Gale Drive, Lancaster	Laborer	\$7.00 hr.
Joe Necci (rehire) 78 Brunck Road, Lancaster	Laborer	\$9.50 hr.
Michael Papili (rehire) 47 Old Post Road, Lancaster	Laborer	\$7.25 hr.
Eric Przykuta (rehire) 110 Brunswick Road, Lancaster	Laborer	\$11.00 hr.
Michael Refermat (rehire) 139 Lake Avenue, Lancaster	Laborer	\$7.25 hr.
Anthony Yates (rehire) 6 Sugarbush Lane, Lancaster	Laborer	\$7.50 hr.

BE IT FURTHER

RESOLVED, that the Supervisor of the Town of Lancaster take the necessary action with the Personnel Officer of the County of Erie to accomplish the foregoing.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

May 1, 2006

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO
MOVED IT’S ADOPTION, SECONDED BY
COUNCIL MEMBER RUFFINO, TO WIT:

WHEREAS, §1660 (18) Vehicle and Traffic Law permits the Town to designate the location of stop signs and no-passing zones affecting town roads outside of the Villages of Lancaster and Depew, and

WHEREAS, the Town Board of the Town of Lancaster deems it in the public interest to make certain amendments to the Town Ordinance entitled, “VEHICLE AND TRAFFIC ORDINANCE OF THE TOWN OF LANCASTER, COUNTY OF ERIE, STATE OF NEW YORK, DESIGNATED AS CHAPTER 46 OF THE CODE OF THE TOWN OF LANCASTER”,

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Section 130 of the Town Law of the State of New York, a public hearing on proposed amendments to the Vehicle & Traffic Ordinance, Chapter 46 of the Code of the Town of Lancaster, County of Erie and State of New York, will be held at the Town Hall, 21 Central Avenue, Lancaster, New York, on the 15th day of May 2006, at 8:30 o’clock P.M., Local Time, and that Notice of the Time and Place of such hearing be published on or before May 4, 2006, in the Lancaster Bee, the Official Newspaper, being a newspaper of general circulation in said Town, and be posted on the Town Bulletin Board, which Notice shall be in the form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

May 1, 2006

**LEGAL NOTICE
PUBLIC HEARING
AMENDMENT TO VEHICLE & TRAFFIC ORDINANCE
TOWN OF LANCASTER, COUNTY OF ERIE, STATE OF NEW YORK
DESIGNATED AS CHAPTER 46 OF CODE OF TOWN OF LANCASTER**

LEGAL NOTICE IS HEREBY GIVEN that pursuant to the Town Law of the State of New York, and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted on the 1st day of May, 2006, the said Town Board will hold a Public Hearing on the 15th day of May, 2006, at 8:30 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all persons upon the following amendments to the Vehicle and Traffic Ordinance of the Town of Lancaster, Erie County, New York, designated as Chapter 46 of the Code of said Town:

CHAPTER 46

**Article VIII, STOP INTERSECTIONS; NON-INTERSECTION
STOPS; YIELD INTERSECTIONS
46-8.1 Stop Intersections designated, is hereby amended by adding
thereto the following:**

COUNTRY CLUB GARDENS SUBDIVISION

<u>STREET NAME</u>	<u>INTERSECTING STREET</u>	<u>SIGN LOCATION</u>
Muirfield Lane	Pavement Road	N.E. Corner
Muirfield Lane	Sawgrass Lane	S.W. Corner
Sawgrass Lane	Broadway	N.W. Corner

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

**TOWN BOARD OF THE
TOWN OF LANCASTER**

**By: JOHANNA M. COLEMAN
Town Clerk**

May 1, 2006

File: rvtordchpt46stopsigns506

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER STEMPIAK, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER MONTOUR, TO WIT:

WHEREAS, Thomann Asphalt, 56 Gunnville, Lancaster, New York has submitted a Site Plan prepared by David A. Carr P.E., Consulting Engineer, dated February 27, 2006 and received March 8, 2006 for the proposed construction of six mini storage buildings, (65,775 square feet) on a 4 acre parcel located at 56 Gunnville Road, and

WHEREAS, the Planning Board has reviewed the plan and at its meeting April 5, 2006 has recommended approval of this project, and

WHEREAS, a SEQR Review of this project was held May 1, 2006 and a negative declaration was issued at that time;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby approves the Site Plan submitted by Thomann Asphalt and prepared by David A. Carr P.E., Consulting Engineer, dated February 27, 2006 and received March 8, 2006 for the proposed construction of six mini storage buildings, (65,775 square feet) on a 4 acre parcel located at 56 Gunnville Road with the following conditions:

- 1) Oil/separator to be installed on drainage systems.
- 2) No outdoor storage allowed.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

May 1, 2006

File: rsptthomannministorage506

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER STEMPIAK, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER RUFFINO, TO WIT:

WHEREAS, LYNETTE M. METZGER, the owner of real property situate at 33 Meadow Lea Drive, Lancaster, New York, has submitted an application for a Special Use Permit for a Home Occupation (dog grooming service) in accordance with provisions of Chapter 50- Zoning Code of the Town of Lancaster;

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Chapter 50-Zoning, Section 17 (F) entitled “Home Occupations” of the Code of the Town of Lancaster, a Public Hearing on the proposed Special Use Permit for a Home Occupation (dog grooming service) on premises locally known as 33 Meadow Lea Drive, Lancaster, New York, will be held at the Town Hall, 21 Central Avenue, Lancaster, New York, on the 15th May, 2006, 8:35 o’clock P.M., Local Time, and that Notice of the time and place of such Hearing be published in the Lancaster Bee, a newspaper of general circulation in said Town, and be posted on the Town Bulletin Board and that a copy of such Notice of Hearing be referred to the Erie County Department of Planning, pursuant to Section 239(m) of the General Municipal Law, which Notice shall be in the form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

May 1, 2006

**LEGAL NOTICE
PUBLIC HEARING
TOWN OF LANCASTER
SPECIAL USE PERMIT - METZGER**

LEGAL NOTICE IS HEREBY GIVEN, that pursuant to the authority set forth in Chapter 50-Zoning, Section 17 (F) “Home Occupations” of the Code of the Town of Lancaster, and the Town Law of the State of New York, and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted on the 1st day of May, 2006, the Town Board will hold a Public Hearing on the 15th day of May, 2006, at 8:35 o’clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all interested persons upon the application of Lynette M. Metzger, for a Special Use Permit for a Home Occupation (dog grooming service) on premises locally known as 33 Meadow Lea Drive, in the Town of Lancaster, County of Erie, State of New York.

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

**TOWN BOARD OF THE
TOWN OF LANCASTER**

**BY: JOHANNA M. COLEMAN
Town Clerk**

May 1, 2006

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO MOVED ITS
ADOPTION, SECONDED BY COUNCIL
MEMBER STEMPIAK, TO WIT:

RESOLVED, that the following Audited Claims be and are hereby ordered paid
from their respective accounts as per abstract to be filed in the Office of the Town Clerk by the
Director of Administration and Finance, to wit:

Claim No. 1977 to Claim No. 2131 Inclusive

Total amount hereby authorized to be paid: \$336,364.69

The question of the foregoing resolution was duly put to a vote on roll call
which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

May 1, 2006

THE FOLLOWING RESOLUTION WAS OFFERED
 BY COUNCIL MEMBER STEMPNIAK, WHO
 MOVED ITS ADOPTION, SECONDED BY
 COUNCIL MEMBER RUFFINO, TO WIT:

RESOLVED that the following Building Permit applications be and are hereby
 reaffirmed:

CODES:

(SW) = Sidewalks as required by Chapter 12-1B. of the Code of the Town Lancaster are
 waived for this permit.

(CSW) = Conditional sidewalk waiver.

(V/L) = Village of Lancaster

NEW PERMITS:

13545	Ferry Builders Inc	5935 Broadway	Dem. Bldg	
13555	Forbes-Capretto	27 Sawgrass Ln	Er. Dwlg.-Sin.	
13564	Ferry Builders Inc	5929 Broadway	Dem. Dwlg.	
13565 SW	Ferry Builders Inc	5929 Broadway	Er. Dwlg.-Sin.	
13566	Wilkowski, Ronald	26 Cambridge Ct	Er. Deck	
13567	Majestic Pools Inc	847 Erie St	Er. Fence	
13568	Majestic Pools Inc	847 Erie St	Er. Pool-In Grnd	
13569	Iroquois Fence Inc	10 Old Post Rd	Er. Fence	
13570	Swimco Mfg	203 Peppermint Rd	Er. Pool-In Grnd	
13571	American Fence	203 Peppermint Rd	Er. Fence	
13572	Lauffer, Melissa	65 Erie St	Er. Fence	(V/L)
13573	N A S Quick Sign Inc	5380 Genesee St	Er. Sign	
13574	N A S Quick Sign Inc	5380 Genesee St	Er. Sign-Wall	
13575	Premier Fence	1953 Como Park Blvd	Er. Fence	(V/L)
13576	Stockslader, Jon	22 Cobblestone Ct	Er. Deck	
13577	Sun Enterprises Inc	20 Oakwood Comm	Er. Shed	
13578	Yu Tony Hung	3569 Walden Ave	Er. Deck	
13579	Designer Pools	69 Oxford Ave	Er. Pool-In Grnd	(V/L)
13580	Angielczyk, Valerie	69 Oxford Ave	Er. Fence	(V/L)
13581	Forbes-Capretto	23 Sawgrass Ln	Er. Dwlg.-Sin.	
13582	Forbes-Capretto	65 Kennedy Ct	Er. Dwlg.-Sin.	
13583	Duro-Shed Inc	9 Apple Blossom Blvd	Er. Shed	
13584	Duro-Shed Inc	167 Stony Rd	Er. Shed	
13585	Essex Homes	11 Americo Ct	Er. Dwlg.-Sin.	
13586	Chojnacki, Chris	150 Siebert Rd	Er. Shed	
13587	Majestic Pools Inc	87 Country Pl	Er. Pool-In Grnd	
13588	Majestic Pools Inc	87 Country Pl	Er. Fence	
13589	Duro-Shed Inc	37 Summerfield Dr	Er. Shed	
13590	All General Builders	9 Broadmoor Ct	Er. Res. Add.	
13591	Duro-Shed Inc	43 Summerfield Dr	Er. Shed	
13592	Jankowiak, Linda	1339 Ransom Rd	Er. Gazebo	
13593	Hanuella, James	22 Hemlock Ln	Er. Fence	

13594	McGuire Devl Co	2699 Wehrle Dr	Er. Comm. Add.	
13595	The Virchau Co Inc	3503 Walden Ave	Er. Res. Add.	(V/L)
13596	The Virchau Co Inc	3503 Walden Ave	Er. Garage	(V/L)
13597	Rich Pools	64 Irwinwood Rd	Er. Pool-Abv Grnd	(V/L)
13598	Country Counsins	6148 Broadway	Er. Comm. Add.	
13599	Foster, Anthony	157 Hinchey Ave	Er. Deck	(V/L)
13600	Foster, Anthony	157 Hinchey Ave	Er. Fence	(V/L)
13601	Advision Inc	2900 Commerce Pkwy	Er. Sign-Wall	(V/L)
13602	Iroquois Fence Inc	45 Summerfield Dr	Er. Fence	
13603	Country Counsins	6148 Broadway	Er. Sign-Temp	
13604	Duro-Shed Inc	16 Avian Way	Er. Shed	
13605	Aqua Systems	6687 Transit Rd	Inst. Lawn Sprinkler	
13606	City Fence Inc	39 Bentley Cir	Er. Fence	
13607	Duro-Shed Inc	12 Avian Way	Er. Shed	
13608	Sawyer, Michael	131 Theresa Dr	Er. Deck	
13609	Fisher, Joseph	9 Sixth Ave	Er. Deck	(V/L)
13610	Wutz, Robert	75 Simme Rd	Er. Pole Barn	
13611	Duro-Shed Inc	30 Creekwood Dr	Er. Shed	
13612	Plewik, Stephen	78 Second Ave	Er. Res. Alt.	(V/L)
13613	Funk Home Rem.	230 Enchanted Forest	Er. Res. Add.	
13614	Federal Fence	60 Christen Ct	Er. Fence	(V/L)
13615	Duro-Shed Inc	64 Kennedy Ct	Er. Shed	
13616	Duro-Shed Inc	20 Old Schoolhouse	Er. Shed	
13617	Rickettson, Ronald	614 Hall Rd	Er. Garage	
13618	Central Fireplace	21 Pheasant Run Ln	Er. Fireplace	
13619	Fence Brothers	37 School St	Er. Fence	(V/L)
13620	H.D. Unlimited Inc	21 Trentwood Trl	Er. Pool-Abv Grnd	
13621	Duro-Shed Inc	65 Garfield St	Er. Shed	(V/L)
13622	Premier Fence	4 Beatrix Cir	Er. Fence	
13623	Morgan, Gary	19 Redlein Dr	Er. Gazebo	
13624	Krajewski, Martin	10 Maple Ave	Er. Res. Alt.	V/L)
13625	Swimco Mfg	17 Creekwood Dr	Er. Pool-In Grnd	
13626	Swimco Mfg	17 Creekwood Dr	Er. Fence	
13627	Chavanne, Brian	39 Whitestone Ln	Er. Shed	
13628	Sciandra, James	187 N Maple Dr	Er. Res. Add.	

BE IT FURTHER

RESOLVED, that the Building Permit Applications herein coded (SW) for sidewalk waiver be and are hereby reaffirmed with a waiver of the Town Ordinance requirement for sidewalks, and

BE IT FURTHER

RESOLVED, that the Building Permit Applications herein coded (CSW) for conditional sidewalk waiver be and are hereby reaffirmed with a waiver of the Town Ordinance required for sidewalks, however, the waiver is granted upon the expressed condition that the Town of Lancaster, at any future date, reserves the right to order sidewalk installation at the expense of the property owner.

The question of the adoption of the following resolution was duly put to a vote on roll call which resulted as follows

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

May 1, 2006

File: Rbldg2

SUSPENDED RESOLUTION:

Supervisor Giza requested a suspension of the necessary rules for immediate consideration of the following resolution:

Council Member Amatura moved to suspend the necessary rules for immediate consideration of the following resolution, seconded by Council Member Montour, which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

SUSPENSION GRANTED

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER STEMPIAK, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER MONTOUR, TO WIT:

WHEREAS, by letter dated April 27, 2006 Terrence McCracken, the General Crew Chief of the Department of Parks, Senior Facility and Buildings and Grounds of the Town of Lancaster has advised the Town Board of the need to remove the existing air conditioning unit at the Lancaster Public Library located at 5466 Broadway and cause the replacement of said air conditioner, and

WHEREAS, the Board has reviewed this matter and deems it in the public interest to cause the beforementioned air conditioning unit to be replaced;

NOW, THEREFORE, BE IT

RESOLVED, that public bids are invited and will be received by the Town Clerk or her designee on May 12, 2006 at 10:00 o'clock A.M. Local Time, for the removal of the existing air conditioning unit and the purchase and installation of a new air conditioning unit at the Lancaster Public Library located at 5466 Broadway in accordance with specifications attached hereto.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES

May 1, 2006

File: rlibraryairconditioner506

**LEGAL NOTICE
TOWN OF LANCASTER
NOTICE TO BIDDERS**

NOTICE IS HEREBY GIVEN, that pursuant to a resolution of the Town Board of the Town of Lancaster, Erie County, New York, sealed proposals will be received, publicly opened, and read aloud by the Town Clerk or her designated representative of the Town of Lancaster on the 12th day of May, at 10:00 o'clock A.M. Local Time, in the Town Hall, 21 Central Avenue, Lancaster, New York, for the removal of the existing air conditioning unit and the purchase and installation of a new air conditioning unit for the Lancaster Public Library located at 5466 Broadway.

All proposals will be received in accordance with the specifications prepared by the Town of Lancaster. A copy of such plans and specifications is on file with the Town Clerk, at her office in the Town Hall, Town of Lancaster, 21 Central Avenue, Lancaster, New York, where the same may be examined during regular business hours.

Copies of specifications required for review or bidding purposes may be obtained at the office of the Town Clerk located at 21 Central Avenue, Lancaster, New York.

Each proposal must be accompanied by a Certified Check, payable to Supervisor, Town of Lancaster, or bid bond having as surety thereon a surety company acceptable to the Town Attorney, in the amount not less than five percent (5%) of the amount of the base bid, conditioned that, if his proposal is accepted, he will enter into a contract for this project, and that he will execute any such further security as may be required for the faithful performance of the contract.

All bids shall be submitted to the Town Clerk's Office in sealed envelopes addressed to the Town of Lancaster and shall be plainly marked on the outside with the Contractor's name and the title of his bid.

The Town of Lancaster reserves the right to waive any informalities in and to reject any or all bids submitted.

A Non-Collusive Bidding Certificate must accompany all bids.

No bidder may withdraw his bid within thirty (30) days after date of opening, but may withdraw same at any time prior to the scheduled time for the opening of bids.

TOWN BOARD OF THE
TOWN OF LANCASTER

BY: JOHANNA M. COLEMAN
Town Clerk

May 1, 2006

COMMUNICATIONS & REPORTS:

- 230. H. Popp Family to Town Board -
Comments and concerns regarding proposed Truck Stop on Transit Road.
DISPOSITION = Planning Committee
- 231. Erie County Division of Sewerage Management to Town Attorney -
Comments regarding proposed Thomann Mini-Storage, Gunnvile Road.
DISPOSITION = Received & Filed
- 232. Erie County Department of Public Works Division of Highways to Town Attorney -
Notification of Lead Agency Designation regarding proposed Harris Hill Miniature Golf,
5352 Genesee Street; comments noted. DISPOSITION = Received & Filed
- 233. Erie County Division of Sewerage Management to Town Attorney -
Comments regarding proposed Harris Hill Miniature Golf, 5352 Genesee Street.
DISPOSITION = Received & Filed
- 234. Wm. Schutt & Associates, P.C. to Nussbaumer and Clark, Inc -
Letter regarding Water System Analysis for the Town of Lancaster. DISPOSITION =
Received & Filed
- 235. Duplicate
- 236. The National Arbor Day Foundation to Supervisor -
Congratulatory letter to Town on being named a 2005 Tree City USA.
DISPOSITION = Received & Filed
- 237. Lancaster - Depew Leagues, Inc. to Supervisor -
Invitation to opening day parade to be held May 13, 2006. DISPOSITION = Town
Board
- 238. Office of Emergency Management to Town Board -
Request for change in roster. DISPOSITION = Resolution 5/1/06
- 239. Twin District Fire Company to Town Clerk -
Request for change in roster. DISPOSITION = Resolution 5/1/06
- 240. Executive Director, Youth Bureau to Supervisor -
Request permanent appointment of Nicole Gunsher, Program Director, Full Time.
DISPOSITION = Resolution 5/1/06
- 241. Depew - Lancaster Boys & Girls Club, Inc. to Town Board -
Request permission to hold 29th Annual 10K Race on Tuesday, July 4, 2006 at 9:00
AM. DISPOSITION = Police Chief
- 242. Town Attorney to Town Board, Planning Board -
Notice of SEQR meeting to be held May 1, 2006, 6:30 PM regarding proposed Thomann
Mini Storage, 56 Gunnvile Road. DISPOSITION = Received & Filed
- 243. David A. Carr, P.E. to Planning Board -
Notice of changes regarding site plan for proposed Thomann Mini Storage, 56 Gunnvile
Road. DISPOSITION = Received & Filed
- 244. Town Clerk to Various News Media -
Notice of SEQR meeting to be held May 1, 2006, 6:30 PM regarding proposed Thomann
Mini Storage, 56 Gunnvile Road. DISPOSITION = Received & Filed
- 245. Al Martin, Library Trustee to Supervisor -
Letter regarding parking situation at Lancaster Library. DISPOSITION = Library

Committee

246. Greater Buffalo-Niagara Regional Transportation Council to Town Board -
Notice of meeting to be held Wednesday, May 3, 2006, 9:30 AM at Niagara Falls.
DISPOSITION = Received & Filed
247. Twin Village Post #463 Veterans of Foreign Wars to Town Board -
Invitation to Memorial Day Services to be held May 29, 2006. DISPOSITION =
Received & Filed
248. Jim and Jan Schwallie to Town Board -
Letter of appreciation for parking ordinance on Transit Boulevard. DISPOSITION =
Received & Filed
249. Captain Riccardo M. Zuppelli to Supervisor -
Request for ordinance for stop signs in Country Club Gardens Subdivision.
DISPOSITION = Town Attorney for Public Hearing
250. NYS DEC to Town Attorney -
Notification of Lead Agency Designation regarding proposed Harris Hill Miniature Golf
Course, 5352 Genesee Street; comments noted. DISPOSITION = Received & Filed
251. NYS DEC to Town Attorney -
Notification of Lead Agency Designation regarding proposed Alberti Landscaping
Storage Building, 491 Erie Street; comments noted. DISPOSITION = Received & Filed
252. General Crew Chief to Supervisor -
Request resolution to award contract for replacement of the Lancaster Library air
conditioner to Besch Mechanical. DISPOSITION = Resolution 5/1/06
253. Town Clerk to Town Board -
Transmittal of Special Use Permit Application, Lynette Metzger, 33 Meadow Lea Drive.
DISPOSITION = Resolution 5/1/06

ADJOURNMENT:

**ON MOTION OF COUNCIL MEMBER STEMPIAK, SECONDED BY
COUNCIL MEMBER RUFFINO AND CARRIED,** the meeting was adjourned at 9:40 P.M.
in memory of Robert A. Holler, Sr.

Signed _____
Johanna M. Coleman, Town Clerk